## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ASHKENAZI ET AL.

Examiner:

UNKNOWN

10/686,887

Group Art Unit:

1645

Filed:

OCTOBER 15, 2003

Docket:

11669.78USC1

Confirmation No.:

8638

Customer No.:

23552

Title:

PROTEIN SECRETION

**CERTIFICATE UNDER 37 CFR 1.8:** 

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P.O. Pox 1450, Alexandria, VA 22313-1450

on January 22, 2004.

Name:

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

23552 PATENT TRADEMARK OFFICE

Sir:

We are transmitting herewith the attached:

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Information Disclosure Statement, Form 1449

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Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C. P.O. Box 2903, Minneapolis, MN 55402-0903 612.332.5300

Name: Katherine M. Kowalchyk

Reg. No.: 36,848 KKowalchyk:sab

**PATENT** 

S/N 10/686,887

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Name: Sheryl A. Boerboom

# **INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted within three months of the filing date of the above-identified application, which is not an application under 37 C.F.R. § 1.53(d). Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98(d), a copy of each document or other information listed on the enclosed Form 1449 is not provided because it was previously cited by or submitted to the U.S. Patent and Trademark Office in parent application, U.S. Serial No. 09/291,925 filed on April 14, 1999.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a

reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C. P.O. Box 2903 Minneapolis, Minnesota 55402-0903 (612) 332-5300

Date: Jan. 22, 2004

Katherine M. Kowalchyk

Reg. No. 36,848

KMK:sab

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FORM 1449*  INFORMATION DISCLOSURE STATEMENT  IN AN APPLICATION		Docket Number: 11669.78USC1	Application Number: 10/686,887	
			Applicant: ASHKENAZI ET AL.	
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